



TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION

In re application of : Greg Andrews
Assignee : Varian Medical Systems, Inc.
Serial No. : 09/656,076
For : Stationary Anode Assembly for
X-Ray Tube
Filed : September 6, 2000
Examiner : Pamela D. Hobden
Group Art Unit : 2882

ASSISTANT COMMISSIONER OF PATENTS
Washington, D.C. 20231

Dear Sir:

Assignee, through its attorney of record, represents that it is the owner of the entire interest in the above-identified patent application. Assignee is the owner of this application because the inventor assigned all of his rights in this application to the Assignee, and this assignment is recorded in the United States Patent and Trademark Office at Reel 011069, Frame 0200.

Assignee, hereby disclaims, except as provided below, the terminal part of any patent granted on the above-identified application that would extend beyond the expiration date of the full statutory term of United States Patent No. 6,115,454, which was filed on July 12, 1999, as presently shortened by any terminal disclaimer. Assignee agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to it and the prior patent are commonly owned. This agreement is to run with any patent granted on the above-identified application and is to be binding upon the grantor, its successors or assigns.


Assignee, however, does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of the prior patent in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR § 1.321(a), has all claims canceled by a reexamination certificate, is reissued or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Assignee hereby declares that all statements made herein of its own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated this 18th day of June 2002.

Respectfully submitted,

WORKMAN, NYDEGGER & SEELEY

By: 
ERIC L. MASCHOFF
Registration No. 36,596
Attorney of Record

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Date: June 18, 2002



**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL
DOUBLE PATENTING REJECTION**

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Disclaimer

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Washington, D.C. 20231**

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Assignee, hereby disclaims, except as provided below, the terminal part of any patent granted on the above-identified application that would extend beyond the expiration date of the full statutory term of United States Patent Application Serial No. 09/351,579, which was filed on July 12, 1999, as presently shortened by any terminal disclaimer. Assignee agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to it and the prior patent are commonly owned. This agreement is to run with any patent granted on the above-identified application and is to be binding upon the grantor, its successors or assigns.

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Dated this 18th day of June 2002.

Respectfully submitted,

WORKMAN, NYDEGGER & SEELEY

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